

**CITY COUNCIL MEETING  
JULY 24, 2001**

<b>Date &amp; Time</b>	On the 24 <sup>th</sup> day of July, A.D., 2001, the City Council of the City of Fort Worth, Texas, met in regular session at 10:20 a.m. in the City Council Chamber, 1000 Throckmorton, with the following members and officers present:
<b>Attendance</b>	Mayor Kenneth Barr; Mayor Pro tempore Ralph McCloud; Council Members Jim Lane, Chuck Silcox, Becky Haskin, Frank Moss, Clyde Picht, Jeff Wentworth, and Wendy Davis; City Manager Gary Jackson; City Attorney David Yett; City Secretary Gloria Pearson. With more than a quorum present, the following business was transacted:
<b>Invocation</b>	The invocation was given by Pastor Grady Anderson, Greater St. Paul Missionary Baptist Church.
<b>Pledge</b>	The Pledge of Allegiance was recited.
<b>Minutes</b>	On motion of Council Member Lane, seconded by Council Member Haskin, the minutes of the regular meeting of July 17, 2001, were approved unanimously.
<b>Special Presentations</b>	Mr. Bob Jameson, President of Fort Worth Sister Cities International, gave brief remarks and introduced Mr. Winston Fuller, Program Coordinator, who presented students from the International Leadership Academy. Representatives from the various Sister Cities addressed Council and presented gifts to the Mayor.
<b>Announcements</b>	<p>Council Member Haskin introduced Benjamin Heinzelman of Troop 720 who was working on his Community Services Badge. She also introduced his mother, Joni, and his sister, Annie.</p> <p>Council Member Lane informed Council that his Council Aide, Patsy Steel, had major surgery Saturday and stated that she was recuperating and wished her a speedy recovery.</p> <p>Council Member Silcox announced that, his long time friend and former Councilman, Jim Bradshaw had triple bi-pass surgery and wished him a speedy recovery also.</p> <p>Council Member Picht announced that he and Council Member Silcox would be hosting a redistricting meeting tonight at Trinity Valley School Auditorium, 7500 Dutch Branch Road at Bryant Irvin. He stated that the first session would be an information session beginning at 5:00 p.m., where citizens could obtain information on redistricting and the second session would start at 7:00 p.m. and</p>

would be a public opinion session, with members of Council and staff present to answer questions.

**Withdrawn from  
Consent Agenda**      City Manager Jackson requested that Mayor and Council Communication Nos. P-9429 and C-18682 be withdrawn from the consent agenda.

**Continued/  
Withdrawn By  
Staff**                City Manager Jackson requested that Mayor and Council Communication Nos. G-13321 and P-9429 be continued for one week.

**Consent Agenda**    On motion of Council Member Silcox, seconded by Council Member Davis, the consent agenda, as amended, was adopted unanimously.

**OCS-1227  
Claims**              There was presented Mayor and Council Communication No. OCS-1227 from the Office of the City Secretary recommending that the City Council refer notices of claims regarding alleged damages and/or injuries to the Risk Management Department. It was the consensus of the City Council that the recommendation be adopted.

**G-13208  
Continued for  
One Week**            There was presented Mayor and Council Communication No. G-13208, Revised, dated June 5, 2001, from the City Manager recommending that the City Council approve the Neighborhood Empowerment Zone (NEZ) Basic Incentives for all NEZs designated by the City Council, including the Stop Six NEZ, and authorize the inclusion of NEZ property tax abatement to the City's Tax Abatement Policy Statement for Qualifying Development Projects. Council Member Davis made a motion, seconded by Council Member Haskin, that Mayor and Council Communication No. G-13208, Revised be continued for one week. The motion carried unanimously.

**G-13264  
Ord. # 14715  
Ord. # 14716  
Authorized Civil  
Service Staffing  
in Fire Dept.**        There was presented Mayor and Council Communication No. G-13264, dated June 5, 2001, from the City Manager recommending that the City Council:

1. Adopt Ordinance No. 14715 adjusting the total number of authorized Civil Service positions at each classification (rank) in the Fire Department for Fiscal Year 2000-2001; providing for the creation of one additional lieutenant position; and

2. **Adopt Supplemental Appropriation Ordinance No. 14716 appropriating \$41,313.00 to the General Fund and decreasing the unreserved, undesignated General Fund balance by the same amount for the purpose of providing funding for an increase in Civil Service staffing, a lieutenant, in the Fire Department.**

**Council Member Silcox made a motion, seconded by Council Member Davis, that the recommendation be adopted and requested staff to provide Council with a six-month update on the workload and associated fees. The motion carried unanimously.**

**G-13313  
Contribution  
Rates for Group  
Health Benefits  
Plan for FY2001-  
2002 Plan Year**

**There was presented Mayor and Council Communication No. G-13313, dated July 17, 2001, from the City Manager recommending that the City Council adopt the contribution rates for employee and retiree group health benefits for participants in the City's group health benefits plan for the FY-2001-2002 Plan Year. Mayor Pro tempore McCloud made a motion, seconded by Council Member Silcox, that the Council adopt the amended contribution rates as follows: Adoption of M&C G-13313 with amended contribution rates as provided results in a FY2001-2002 group medical benefits program which is financed by contributions by employees and retirees totaling \$11,947,114.00, or thirty (30) percent of the total program cost. Additionally, based on the amended contributions rates attached hereto, the total group benefits plan costs to the City will increase by \$7,072,706.00 (rather than \$8,639,894.00) in FY2001-2002. The General Fund portion of that total increase will be approximately \$4,514,144.00 (rather than \$5,514,399.00), while the increase for all other funds is now expected to total approximately \$2,558,562.00 (rather than \$3,125,495.00). The FY2001-2002 proposed budget would include the use of \$2,500,000.00 from the Health and Life Insurance Fund balance to reduce the increase for the City's General Fund contribution to approximately \$2,014,144.00. With application of an additional \$1,000,000.00 from Health and Life Insurance fund reserves, the increase to the City's other funds' contributions for group health would fall to \$1,558,562.00. The motion carried unanimously.**

**G-13316  
Reallocate  
Funds for  
Streetlights in  
Fairmount Model  
Blocks Area**

**There was presented Mayor and Council Communication No. G-13316 from the City Manager recommending that the City Council:**

- 1. Authorize the budget reallocation of \$53,315.00 in Community Development Block Grant (CDBG) funds for the Fairmount Home Improvement Program to the Fairmount Security Lights Program to add security streetlights on three streets in the Fairmount neighborhood; and**
- 2. Authorize the budget reallocation of \$3,231.35 in CDBG funds from the Fairmount Historic Signage Program to the Fairmount Security Lights Program; and**
- 3. Authorize the budget reallocation of \$200.92 in CDBG funds from the Fairmount Bike Patrol Equipment Program to the Fairmount Security Lights Program; and**
- 4. Authorize reallocation of CDBG funds for the Fairmount Model Blocks programs, if necessary, to achieve Fairmount revitalization goals, provided the reallocation is in compliance with applicable laws and regulations.**

**It was the consensus of the City Council that the recommendation be adopted.**

**G-13317  
Res. # 2756  
Employment of  
Outside Counsel  
for Assistance  
on Human  
Rights Claims**

**There was presented Mayor and Council Communication No. G-13317 from the City Manager recommending that the City Council authorize the City Manager to retain the law firm of Jackson Walker, L.L.P., and designate Gary Ingram as outside counsel, pursuant to Chapter VI, Section 3 of the City Charter, to assist the City Attorney in representing and defending the City in claim R0008074, and adopt Resolution No. 2756 fixing in advance, as far as practicable, the amount to be paid to Jackson Walker, L.L.P. in an amount not to exceed \$15,000.00. It was the consensus of the City Council that the recommendation be adopted.**

**G-13318  
Ord. # 14717  
Transfer of  
Undesignated  
Funds for Street  
Sweeping  
Maintenance  
Improvements**

**There was presented Mayor and Council Communication No. G-13318 from the City Manager recommending that the City Council:**

- 1. Approve the transfer of \$200,000.00 from undesignated funds in the Environmental Management Operating Fund to the Street Sweeping Project within the Environmental Management Project Fund; and**

- 2. Adopt Appropriation Ordinance No. 14717 increasing the estimated receipts and appropriations in the Environmental Management Project Fund in the amount of \$200,000.00 from available funds for the purpose of funding the Street Sweeping Maintenance Improvements Program; and**
- 3. Approve the second renewal option of the Street Sweeping Maintenance Improvements Program.**

**It was the consensus of the City Council that the recommendation be adopted.**

**G-13319  
Ord. # 14718  
Ord. # 14719  
TxDOT Grant for  
Rehabilitation of  
Runway 16R-34L  
at Fort Worth  
Meacham  
International  
Airport**

**There was presented Mayor and Council Communication No. G-13319 from the City Manager recommending that the City Council:**

- 1. Authorize the City Manager to apply for and accept, if offered, a grant from the Texas Department of Transportation (TxDOT) in the amount of \$150,000.00 for pavement rehabilitation of Runway 16R-34L, and Taxiways B, B1 and C at Fort Worth Meacham International Airport and execute a grant agreement with TxDOT related to this project; and**
- 2. Adopt Appropriation Ordinance No. 14718 increasing the estimated receipts and appropriations in the Capital Projects Reserve Fund in the amount of \$16,666.00 from available funds for the purpose of funding the pavement rehabilitation of Runway 16R-34L at Fort Worth Meacham International Airport; and**
- 3. Approve the transfer of \$16,666.00, which represents the City's 10 percent matching share, from the Capital Projects Reserve Fund to the Grants Fund, contingent upon receipt of the grant from TxDOT; and**
- 4. Adopt Appropriation Ordinance No. 14719 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$166,666.00 subject to receipt of the grant from the Texas Department of Transportation for the purpose of funding the pavement rehabilitation of Runway 16R-34L at Fort Worth Meacham International Airport.**

**It was the consensus of the City Council that the recommendation be adopted.**

**G-13320  
Set Public  
Hearing Date for  
Tax Abatement  
Reinvestment  
Zone No. 38**

There was presented Mayor and Council Communication No. G-13320 from the City Manager recommending that the City Council set Thursday, August 9, 2001, at 7:00 p.m. as the date for a public hearing before the City Council concerning the advisability of establishing Fort Worth Tax Abatement Reinvestment Zone No. 38 for tax abatement purposes, the boundaries of the proposed zone, and authorize the City Manager to give notice of the public hearing as required by state law. Council Member Davis made a motion, seconded by Council Member Wentworth, that the recommendation be adopted. The motion carried by the following vote:

**AYES:** Mayor Barr; Mayor Pro tempore McCloud;  
Council Members Lane, Haskin, Moss, Picht,  
Wentworth, and Davis

**NOES:** Council Member Silcox

**ABSENT:** None

**G-13321  
Continued for  
One Week**

It was the consensus of the City Council that Mayor and Council Communication No. G-13321, Ordinance Designating Tax Abatement Reinvestment Zone No. 37, City of Fort Worth, Texas, be continued for one week.

**G-13322  
Ord. # 14720  
Res. # 2757  
Outside Counsel  
Relating to  
Water and  
Wastewater  
Issues and  
Drilling for  
Natural Gas**

There was presented Mayor and Council Communication No. G-13322 from the City Manager recommending that the City Council:

1. Authorize the transfer of \$150,000.00 from the Water and Sewer Operating Fund to the Property and Casualty Insurance Fund; and
2. Adopt Supplemental Appropriation Ordinance No. 14720 increasing the estimated receipts and appropriations in the property and Casualty Insurance Fund in the amount of \$150,000.00 from available funds for the purpose of funding legal services by Kelly, Hart and Hallman for water and wastewater related issues and drilling for natural gas on City-owned property; and

3. Adopt Resolution No. 2757 increasing the amount of expenditure to Kelly, Hart and Hallman as outside counsel to assist the City Attorney in water and wastewater matters before the Texas Water Natural Resources Conservation Commission, issues related to certificates of convenience and necessity, and issues related to the drilling for natural gas on City-owned property.

Council Member Davis made a motion, seconded by Council Member Silcox, that the recommendation be adopted. The motion carried unanimously.

**P-9419  
Toyota Prius  
Hybrid Electric  
Car**

There was presented Mayor and Council Communication No. P-9419, dated July 17, 2001, from the City Manager recommending that the City Council authorize the purchase of a new Toyota Prius hybrid electric car through the Houston-Galveston Area Council of Governments for the Environmental Management Department for a cost not to exceed \$19,435.39, payment due 30 days following the date of the invoice and freight included in the unit price. Council Member Davis made a motion, seconded by Council Member Silcox, that the recommendation be adopted. The motion carried unanimously.

**P-9424  
Tandem and  
Yard Dump  
Trucks**

There was presented Mayor and Council Communication No. P-9424 from the City Manager recommending that the City Council authorize a one-time purchase of two tandem dump trucks and four 12-yard dump trucks from Metro Ford Truck Sales, Inc. for the Water Department and Transportation and Public Works Department based on the low bid with payment due 30 days following the date of the invoice and freight at no charge. It was the consensus of the City Council that the recommendation be adopted.

**P-9425  
Giant Paragon  
Luminaries**

There was presented Mayor and Council Communication No. P-9425 from the City Manager recommending that the City Council authorize the purchase of giant paragon luminaries from Dealer's Electrical Supply Company for the Transportation and Public Works Department based on the low bid for a cost not to exceed \$35,397.00 based on low bid, with shipping included in the unit cost and payment due 30 days after receipt of the invoice. It was the consensus of the City Council that the recommendation be adopted.

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| <b>P-9426<br/>Steel<br/>Expandable<br/>Manhole Risers</b>  | <b>There was presented Mayor and Council Communication No. P-9426 from the City Manager recommending that the City Council authorize a purchase agreement for steel expandable manhole risers with Port City Pipe, Inc. for the Transportation and Public Works Department based on the sole source bid of unit prices, with payment due 30 days from the date of the invoice, freight included in the unit price and authorize the agreement to begin July 24, 2001, and expire July 23, 2002, with options to renew for two additional one-year periods. It was the consensus of the City Council that the recommendation be adopted.</b> |
| <b>P-9427<br/>2001 Ford<br/>Taurus Mid-Size<br/>Sedan</b>  | <b>There was presented Mayor and Council Communication No. P-9427 from the City Manager recommending that the City Council authorize the purchase of a 2001 Ford Taurus mid-size sedan from Houston-Galveston Area Council of Governments for the Housing Department, for a cost not to exceed \$15,332.58 with payment due 30 days following the date of the invoice and freight included in the unit price. It was the consensus of the City Council that the recommendation be adopted.</b>  |
| <b>P-9428<br/>BuySpeed<br/>Inventory<br/>Software and<br/>Training</b>   | <b>There was presented Mayor and Council Communication No. P-9428 from the City Manager recommending that the City Council authorize the purchase of BuySpeed inventory software and training from Periscope Holdings, Inc. for the Fire Department at an estimated cost of \$34,500.00. It was the consensus of the City Council that the recommendation be adopted.</b>   |
| <b>P-9429<br/>Continued for<br/>One Week</b>   | <b>It was the consensus of the City Council that Mayor and Council Communication No. P-9429, Supplemental Appropriation for the purchase of a Canon 8500 ImageRunner Digital Copier from Danka Office Imaging for the Reprographic Division, be continued for one week.</b>   |
| <b>P-9430<br/>ATM Fiberoptic<br/>Transmission<br/>System,<br/>Accessories,<br/>Software,<br/>Installation and<br/>Training</b> | <b>There was presented Mayor and Council Communication No. P-9430 from the City Manager recommending that the City Council authorize the purchase of an ATM Fiberoptic Transmission System with accessories, software, installation, and training from Marconi Communications for the Transportation and Public Works Department using the State Catalogue purchasing procedure for an amount not to exceed \$129,358.22, with payment due 30 days from the date of the invoice. Council Member Moss made a motion, seconded by Mayor Pro tempore McCloud, that the recommendation be adopted. The motion carried unanimously.</b>          |



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| <b>L-13099<br/>Purchase<br/>Property for<br/>Development of<br/>Evans Avenue &amp;<br/>Rosedale Street<br/>Business and<br/>Cultural District</b> | <b>There was presented Mayor and Council Communication No. L-13099 from the City Manager recommending that the City Council approve the purchase of property described as Block 1, Lot 5, Schlatters Addition (916 Missouri Avenue), from Benjamin Davis for development of the Evans Avenue and Rosedale Street Business and Cultural District for a total cost of \$26,250.00, authorize the City Manager to execute the appropriate closing documents, and allow the Engineering Department, Real Property Management Division to file the deed in the City's name. It was the consensus of the City Council that the recommendation be adopted.</b>                           |
| <b>L-13100<br/>Purchase<br/>Property for<br/>Development of<br/>Evans Avenue &amp;<br/>Rosedale Street<br/>Business and<br/>Cultural District</b> | <b>There was presented Mayor and Council Communication No. L-13100 from the City Manager recommending that the City Council approve the purchase of property described as Block 3, Lot 28, Evans South Addition (1001 South Freeway), from Ava Friend for development of the Evans Avenue and Rosedale Street Business and Cultural District for a total cost of \$37,450.00, authorize the City Manager to execute the appropriate closing documents, and allow the Engineering Department, Real Property Management Division to file the deed in the City's name. It was the consensus of the City Council that the recommendation be adopted.</b>                              |
| <b>L-13101<br/>Purchase<br/>Property for<br/>Development of<br/>Evans Avenue &amp;<br/>Rosedale Street<br/>Business and<br/>Cultural District</b> | <b>There was presented Mayor and Council Communication No. L-13101 from the City Manager recommending that the City Council approve the purchase of property described as Block 5, Lots 1A and 2A, Alford and Veals Addition (801 Missouri Avenue), from Hortencia Rhima, Trustee, for development of the Evans Avenue and Rosedale Street Business and Cultural District for a total cost of \$42,800.00, authorize the City Manager to execute the appropriate closing documents, and allow the Engineering Department, Real Property Management Division to file the deed in the City's name. It was the consensus of the City Council that the recommendation be adopted.</b> |
| <b>L-13102<br/>Purchase<br/>Property for<br/>Development of<br/>Evans Avenue &amp;<br/>Rosedale Street<br/>Business and<br/>Cultural District</b> | <b>There was presented Mayor and Council Communication No. L-13102 from the City Manager recommending that the City Council approve the purchase of property described as Block 1, Lot 2, Schlatters Addition (904 Missouri Avenue), from Maurice Spoons for development of the Evans Avenue and Rosedale Street Business and Cultural District for a total cost of \$56,160.00, authorize the City Manager to execute the appropriate closing documents, and allow the Engineering Department, Real Property Management Division to file the deed in the City's name. It was the consensus of the City Council that the recommendation be adopted.</b>                           |

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| <b>L-13103<br/>Condemnation<br/>of Properties</b>                 | <b>There was presented Mayor and Council Communication No. L-13103 from the City Manager recommending that the City Council declare the necessity of taking an interest in various properties located in the Evans South Addition for development of the Evans Avenue and Rosedale Street Business and Cultural District and authorize the City Attorney to institute condemnation proceedings to acquire interest in the properties. It was the consensus of the City Council that the recommendation be adopted.</b>                          |
| <b>L-13104<br/>Ground Lease<br/>with Campus<br/>Avionics</b>      | <b>There was presented Mayor and Council Communication No. L-13104 from the City Manager recommending that the City Council authorize the City Manager to execute a ground lease for approximately 10,000 square feet of improved land located on the east side of Fort Worth Spinks Airport with Campus Avionics. It was the consensus of the City Council that the recommendation be adopted.</b>   |
| <b>PZ-2312<br/>Ord. # 14721<br/>Street Vacation<br/>VA-01-026</b> | <b>There was presented Mayor and Council Communication No. PZ-2312 from the City Manager recommending that the City Council adopt Ordinance No. 14721 vacating a portion of 13<sup>th</sup> Street, between Houston Street and Commerce Street, and a portion of Houston Street north of 13<sup>th</sup> Street and northeast of its original right-of-way, Block 1, located in Block 1R, Tarrant County Convention Center, Fort Worth, Tarrant County, Texas. It was the consensus of the City Council that the recommendation be adopted.</b> |
| <b>PZ-2313<br/>Ord. # 14722<br/>Alley Vacation<br/>VA-99-032</b>  | <b>There was presented Mayor and Council Communication No. PZ-2313 from the City Manager recommending that the City Council adopt Ordinance No. 14722 vacating a 15-foot wide by 375-foot long portion of an alley from 7<sup>th</sup> Street to 8<sup>th</sup> Avenue, between Pruitt Street and Cooper Street, adjacent to Lots 5 through 17R, 18, 19, and 24 through 35R, Block 8, Grandview Addition, Fort Worth, Tarrant County, Texas. It was the consensus of the City Council that the recommendation be adopted.</b>                   |
| <b>PZ-2314<br/>Right-of-Way<br/>Acquisition</b>                   | <b>There was presented Mayor and Council Communication No. PZ-2314 from the City Manager recommending that the City Council approve the acquisition of 34,894 square feet of right-of-way on Old Granbury Road and described as A-1576, R. R. Company Survey, Tarrant County, Texas, required for the construction of future street improvements from Ramco Realty (DOE 3332) for a cost of \$1.00. It was the consensus of the City Council that the recommendation be adopted.</b>  |

**C-18667  
Ord. # 14723  
Amendment No.  
2 – CSC # 25519  
– Black & Veatch  
Corporation**

**There was presented Mayor and Council Communication No. C-18667, dated July 17, 2001, from the City Manager recommending that the City Council:**

- 1. Authorize the City Manager to transfer \$19,730.00 from the Water and Sewer Operating Fund to the Sewer Capital Project Fund; and**
- 2. Adopt Appropriation Ordinance No. 14723 increasing the estimated receipts and appropriations in the Sewer Capital Project Fund in the amount of \$19,730.00 from available funds for the purpose of funding an engineering agreement with Black & Veatch Corporation for sanitary sewer rehabilitation of Mains D104D, D105, D105A, D109, L23, and L108 in the Central Business District; and**
- 3. Authorize the City Manager to execute Amendment No. 2 to City Secretary Contract No. 22519 with Black & Veatch Corporation for additional work related to sanitary sewer mains D104D, D105, D105A, D109, L23, and L108 rehabilitation in the central business district for a fee of \$19,730.00, thereby increasing the total cost to \$209.625.00.**

**City Manager Jackson advised Council that this Mayor and Council Communication needed to be amended to add the following language under the Discussion section “Black & Veatch, Inc. is in compliance with the City’s M/WBE Ordinance by committing to an additional 25 percent M/WBE participation on this amendment.”**

**Mayor Pro tempore McCloud made a motion, seconded by Council Member Silcox, that the recommendation be adopted, as amended. The motion carried unanimously.**

**C-18676  
Amendment No.  
10 – CSC #  
18476 - Carter &  
Burgess, Inc.**

**There was presented Mayor and Council Communication No. C-18676 from the City Manager recommending that the City Council authorize the City Manager to execute Amendment No. 10 to City Secretary Contract No. 18476, with Carter & Burgess, Inc. for additional construction management and inspection services of West Fork Relief Sewer Project Sections WF-4 and WF-5 for a fee of \$55,897.15, increasing the total contract amount to \$2,871,050.15. It was the consensus of the City Council that the recommendation be adopted.**

**C-18677  
Kimley-Horn &  
Associates, Inc.**

**There was presented Mayor and Council Communication No. C-18677 from the City Manager recommending that the City Council authorize the City Manager to execute an engineering agreement with Kimley-Horn & Associates, Inc. for pressure analysis and design for four localized areas experiencing low water pressure in an amount of \$195,000.00. It was the consensus of the City Council that the recommendation be adopted.**

**C-18678  
Ord. # 14724  
Eagle  
Construction &  
Environmental  
Services, Inc.**

**There was presented Mayor and Council Communication No. C-18678 from the City Manager recommending that the City Council:**

- 1. Approve the transfer of \$108,150.00 (\$103,000.00 plus a five percent contingency of \$5,150.00) from undesignated funds in the Environmental Management Operating Fund to the Fort Worth Rifle and Pistol Club Cleanup Project within the Environmental Management Project Fund; and**
- 2. Adopt Appropriation Ordinance No. 14724 increasing the estimated receipts and appropriations in the Environmental Management Project Fund in the amount of \$108,150.00 from available funds for the purpose of funding a contract with Eagle Construction and Environmental Services, Inc., for removal of lead contaminated soil at the Fort Worth Rifle and Pistol Club; and**
- 3. Authorize the City Manager to enter into a contract with Eagle Construction and Environmental Services, Inc., for the removal of lead contaminated soil at 1950 Silver Creek Road (formerly Fort Worth Rifle and Pistol Club property) for an amount not to exceed \$103,000.00.**

**It was the consensus of the City Council that the recommendation be adopted.**

**C-18679  
Ord. # 14725  
TNRCC**

**There was presented Mayor and Council Communication No. C-18679 from the City Manager recommending that the City Council:**

- 1. Authorize the City Manager to accept a local air program grant (Section 105 funds) and execute an agreement with the Texas Natural Resources Conservation Commission (TNRCC) in the amount of \$206,934.00 for air pollution control services for a two-year term beginning September 1, 2001 through August 31, 2003; and**

2. Authorize a non-interest bearing inter-fund loan from the Environmental Management Operating Fund to the Grants Fund in the amount of \$25,867.00 for interim financing for this grant pending contract execution; and
3. Authorize the use of \$50,961.00 from the General Fund as an in-kind match for this contract; and
4. Adopt Appropriation Ordinance No. 14725 increasing the estimated receipts and appropriations in the Environmental Management Project Fund in the amount of \$108,150.00 from available funds for the purpose of funding a contract with Eagle Construction and Environmental Services, Inc., for removal of lead contaminated soil at the Fort Worth Rifle and Pistol Club; and
5. Apply indirect costs in accordance with the City's Administrative Regulation 3-15, applying the most recently approved rate of 18.62 percent for the Environmental Management Department, not to exceed \$14,178.00 per year which is included in the annual grant amount of \$103,467.00.

It was the consensus of the City Council that the recommendation be adopted.

C-18680  
Ord. # 14726  
Amendment No.  
1 – CSC # 26451  
- TNRCC

There was presented Mayor and Council Communication No. C-18680 from the City Manager recommending that the City Council:

1. Authorize the City Manager to execute Amendment No. 1 to City Secretary Contract No. 26451 with the Texas National Resources Conservation Commission (TRNCC) to operate three continuous air monitoring stations for the period beginning September 1, 2001 through August 31, 2002; and
2. Adopt Appropriation Ordinance No. 14726 increasing the estimated receipts and appropriations in the Grants Fund in the amount of \$60,000.00 from available funds for the purpose of funding an amendment of the interlocal agreement with the Texas Natural Resources Conservation Commission for the operation of ozone monitoring stations.

It was the consensus of the City Council that the recommendation be adopted.

**C-18681  
Amend Contract  
with City of  
Haslet**

There was presented Mayor and Council Communication No. C-18681 from the City Manager recommending that the City Council authorize the City Manager to execute a contract amendment with the City of Haslet, Texas, providing for the construction of an additional wholesale water meter connection to the Fort Worth System. It was the consensus of the City Council that the recommendation be adopted.

**C-18682  
Ord. # 14727  
MESA Design  
Group**

There was presented Mayor and Council Communication No. C-18682 from the City Manager recommending that the City Council:

1. Adopt Appropriation Ordinance No. 14727 increasing the estimated receipts and appropriations in the Capital Projects Reserve Fund in the amount of \$211,420.00 from available funds for the purpose of funding a professional services agreement with MESA Design Group for master plan development of the Fort Worth Nature Center and Refuge; and
2. Authorize the City Manager to execute a professional services agreement with MESA Design Group in the amount of \$211,420.00 for master plan development of the Fort Worth Nature Center & Refuge.

City Manager Jackson advised Council that this Mayor and Council Communication needed to be amended to add the following language under the Discussion section "MESA Design Group is in compliance with the City's M/WBE Ordinance by committing to 20 percent M/WBE participation. The City's goal on this project is 22 percent."

Council Member Wentworth made a motion, seconded by Council Member Silcox, that the recommendation be adopted, as amended. The motion carried unanimously.

**C-18683  
Reject Bids**

There was presented Mayor and Council Communication No. C-18683 from the City Manager recommending that the City Council reject all bids for Hot Mix Asphaltic Concrete Surface Overlay 2001-8 and authorize staff to re-advertise the project.

Council Member Moss commended staff for their work on this project and stated that it was extremely important for contractors to put forth a good-faith effort in compliance with the M/WBE ordinance.

Council Member Silcox made a motion, seconded by Council Member Moss, that the recommendation be adopted. The motion carried unanimously.

**C-18684  
Reject Bids**

There was presented Mayor and Council Communication No. C-18684 from the City Manager recommending that the City Council reject all bids received for Capital Improvement Program Intersection Improvements Contract II and authorize staff to advertise the project for re-bid at the earliest possible date. Council Member Davis made a motion, seconded by Council Member Haskin, that the recommendation be adopted.

Council Member Silcox requested a list of the street intersections.

City Manager Jackson informed Council that staff would provide them with a list of the intersection improvements.

The motion carried unanimously.

**C-18685  
Jackson  
Construction,  
Ltd.**

There was presented Mayor and Council Communication No. C-18685 from the City Manager recommending that the City Council confirm the emergency procurement contract with Jackson Construction, Ltd. for installation of a subdrain system, new subgrade materials and pavement at the intersection of Altamesa Boulevard and Wilton Street, based upon the low bid of \$192,196.25. Council Member Picht made a motion, seconded by Council Member Silcox, that the recommendation be adopted. The motion carried unanimously.

**C-18686  
Amend CSC  
#26318 - NCTCG**

There was presented Mayor and Council Communication No. C-18686 from the City Manager recommending that the City Council authorize the City Manager to execute a contract amendment for City Secretary Contract No. 26318 with the North Central Texas Council of Governments for FY2000-2001 storm water monitoring assistance as part of the regional storm water management program in the amount of \$1,646.00. Council Member Moss made a motion, seconded by Council Member Silcox, that the recommendation be adopted. The motion carried unanimously.

**Z-01-032  
Continued until  
September 18,  
2001**

It appeared that the City Council, at its meeting of June 12, 2001, continued the hearing of the application of Zoning Docket No. Z-01-032, Text Amendment amending the Zoning Ordinance of the City of Fort Worth, being Ordinance No. 13896, as amended, codified as Appendix "A" of the Code of the City of Fort Worth, by amending

Chapter 9 to add definitions of food vendors, temporary vendors, and transient vendors, amending Section 5.406 to establish regulations concerning temporary vendors, amending the residential district use table in Section 4.603 to add vendor, transient as a use by right under temporary uses starting with the A-43 district, amending the Non-Residential Use Table in Section 4.603 to add mobile vendors under the temporary uses, to exempt all events/activities/festivals approved by the Board of Adjustment under Section 5.400 of the Zoning Ordinance entitled "Amusement, Outdoor (Temporary)", all events/activities/festivals approved by City Council, and all events/activities/festivals open to the public for the purpose of providing entertainment, food and/or sales of merchandise that last no longer than three days. Mayor Barr asked if there was anyone present desiring to be heard.

There being no one present desiring to be heard in connection with the Text Amendment establishing regulations for food vendors, temporary vendors, and transient vendors, Council Member Davis made a motion, seconded by Mayor Pro tempore McCloud, that the Zoning Hearing be continued until September 18, 2001. The motion carried unanimously.

Council Member Lane made a motion, seconded by Council Member Silcox, that the public hearing for the appeal of the Order of the Building Standards Commission regarding 2817 Race Street be continued until September 18, 2001. The motion carried unanimously.

**Citizen  
Presentations  
Bill Patton**

Dr. Bill Patton, 5106 Mistywood Drive, Arlington, Texas appeared before Council relative to the City's policies regarding surplus property sales.

**Eunice Givens  
and Sharon  
Armstrong**

Mrs. Eunice Givens, 5500 Stafford Drive, and Mrs. Sharon Armstrong, 4605 Virgil, appeared before the City Council in support of a full tax abatement to Motheral Printing Company who was willing to relocate in the southeast portion of the City, and would provide job opportunities to central City residents. Mrs. Armstrong also informed Council of her opposition to industrial houses being placed in her neighborhood.

**Joe Copeland**

Mr. Joe Copeland, 1819 Etta, appeared before the City Council regarding the resurfacing or restructuring of Etta Street, and inquired why this had not yet occurred and when would the street be scheduled for reconstruction.



**Tycer Green**            **Ms. Tycer Green, who listed her residence as the Presbyterian Night Shelter, addressed Council briefly regarding a housing matter.**

**Executive Session**            **It was the consensus of the City Council that they recess into Executive Session at 11:21 a.m. to:**

**1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules:**

- a) Luis T. Hernandez, et al v. City of Fort Worth, Civil Action No. 4:99-CV-0318-Y;**
- b) Williams Fox, Jr. v. City of Fort Worth, Cause No. 00-01-035 (Wise County);**
- c) U.S. Fleet Services, Inc. v. City of Fort Worth;**
- d) Legal issues concerning the regulation of signs; and**
- e) Legal issues concerning any City Council agenda item;**

**as authorized by Section 551.071 of the Texas Government Code.**

**2. Discuss the purchase, sale, lease or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party.**

**Reconvened**            **The City Council reconvened into regular session at 11:48 a.m.**

**Adjournment**            **There being no further business, the meeting was adjourned at 11:48 a.m.**